

Emory

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AP

Docket No. 211226US0X

IN RE APPLICATION OF: Achim MARX, et al.

SERIAL NO: 09/938,641

FILED: August 27, 2001

FOR: NUCLEOTIDE SEQUENCES WHICH CODE FOR THE OXYR GENE



COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.

Additional documents filed herewith: Storz, G., L.A. Tartaglia, B.N. Ames 1990, Science 248:189-194; Kullik, I., M.B. Toledo, L.A. Tartaglia, G. Storz 1995. J.Bacteriol. 177:1275-1284; Kullik, I., J. Stevens, M.B. Toledo, G. Storz 1995. J.Bacteriol. 177:1285-1291; Henderson, I.R., M. Meehan, P. Owen 1997. Adv. Exp. Med. Biol. 412:349-355; Zheng, M., G. Storz 1998. Science 279:1718-1721; Gonzalez-Flecha, B., B. Demple 1997. J.Bacteriol. 179:6181-6186; Tao, K., K. Makino, S. Yonei, A. Nakata, H. Shinagawa 1989.; Tartaglia, L.A., G. Storz, B.N. Ames 1989. J.Mol.Biol. 210:709-719; Mukhopadhyay, S., H.E. Schellhorn 1997. J.Bacteriol. 179:330-338; Zheng, M., B. Doan, T.D. Schneider, G. Storz 1999. J.Bacteriol. 181:4639-4643.
English Translation of German Priority Document 101 10 053.1 w/Declaration, Executed
English Translation of German Priority Document 100 42 052.4 w/Declaration, Executed
Substitute Abstract

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS	RATE	CALCULATIONS
TOTAL	36	MINUS	38	0	x \$18 =	\$0.00
INDEPENDENT	12	MINUS	7	0	x \$86 =	\$430.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS					+ \$290 =	\$0.00
<input type="checkbox"/> TOTAL OF ABOVE CALCULATIONS						\$0.00
<input type="checkbox"/> Reduction by 50% for filing by Small Entity						\$0.00
<input type="checkbox"/> Recordation of Assignment					+ \$40 =	\$0.00
					TOTAL	\$430.00

A check in the amount of \$430.00 is attached.

Credit card payment form is attached to cover the fees in the amount of \$0.00

Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

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DOCKET NO: 211226US0X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

ACHIM MARX, ET AL.

: EXAMINER: KERR

SERIAL NO: 09/938,641

:

FILED: AUGUST 27, 2001

: GROUP ART UNIT: 1652

FOR: NUCLEOTIDE SEQUENCES
WHICH CODE FOR THE OXYR GENE

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AMENDMENT AND REQUEST FOR RECONSIDERATION

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Official Action mailed October 6, 2003, Applicants request reconsideration in light of the following amendments and remarks.

Amendments to the specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 8 of this paper.

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